

1 DIANA G. DICKINSON, ESQ.  
2 Bar No. 13477  
3 LITTLER MENDELSON, P.C.  
4 3960 Howard Hughes Parkway  
5 Suite 300  
6 Las Vegas, Nevada 89169.5937  
7 Telephone: 702.862.8800  
8 Fax No.: 702.862.8811  
9 Email: ddickinson@littler.com

10 Attorney for Defendant  
11 BACKGROUNDCHECKS.COM LLC

12 **UNITED STATES DISTRICT COURT**  
13 **DISTRICT OF NEVADA**

14 Kimberly Rogers,  
15 Plaintiff,  
16 v.  
17 Backgroundchecks.com, LLC,  
18 Defendant.

19 Case No. 2:22-cv-01102-GMN-EJY

20 **STIPULATION TO WITHDRAW  
21 VOLUNTARY DISMISSAL WITHOUT  
22 PREJUDICE AND TO DISMISS ENTIRE  
23 ACTION WITH PREJUDICE**

24 Plaintiff KIMBERLY ROGERS (“Plaintiff”) and Defendant  
25 BACKGROUNDCHECKS.COM LLC (“BGC”), by and through their respective counsel of record,  
26 hereby stipulate and respectfully request that Plaintiff’s Notice of Voluntary Dismissal Without  
27 Prejudice (ECF No. 9) be withdrawn, and that this Stipulation to Dismiss the Entire Action With  
28 Prejudice be substituted in its place.

29 Plaintiff’s counsel inadvertently filed a notice of voluntary dismissal without prejudice.  
30 Plaintiff agreed to dismiss her claims against BGC with prejudice. Accordingly, Plaintiff and BGC  
31 respectfully request an order withdrawing the Notice of Voluntary Dismissal Without Prejudice (ECF  
32 No. 9) and dismissing the entire action with prejudice.

33       ///

34       ///

1           Each party shall bear its own costs and fees.

2           Dated: June 7, 2023

3           Respectfully submitted,

4           */s/ Michael Kind*

5           MICHAEL KIND, ESQ.  
6           KIND LAW

7           GEORGE HAINES, ESQ.  
8           GERARDO AVALOS, ESQ.  
9           FREEDOM LAW FIRM, LLC

10          *Attorneys for Plaintiff*  
11          KIMBERLY ROGERS

12          Dated: June 7, 2023

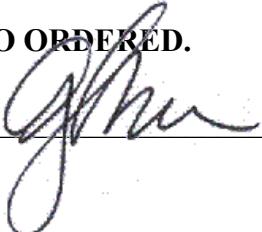
13          Respectfully submitted,

14          */s/ Diana G. Dickinson*

15          DIANA G. DICKINSON, ESQ.  
16          LITTLER MENDELSON, P.C.

17          *Attorney for Defendant*  
18          BACKGROUNDCHECKS.COM LLC

19           **IT IS SO ORDERED.**

20          Dated: 

21          June 14, 2023

22          UNITED STATES DISTRICT JUDGE

23          4855-7154-4424.1 / 107811-1021